

been present during the time that the bill was being voted on and could not, therefore, have any say in the matter of the correctness of the proceedings as set forth in the journal.

The speaker of the speaker only shows how easy it is for great men to be confounded," said Sayre. "The speaker declares that I do not know the date of the time the matter in question was under consideration, when as a matter of fact the record shows that it was here and that I voted 'no' on the bill.

The speaker: The chair does not so understand.

Sayre: The chair is mistaken, and if he will consult the record, the reliability of which he is so zealously defending, he will see that he is mistaken.

The speaker: I'll stand by the record.

SAYRE NOT TO BE DOWNTOWN.

Sayre then renewed his motion that the record in question be corrected and the bill be recalled from the Senate and sent up the motion in writing. The speaker, however, ruled that the journal could not be taken up again after having once been approved by the motion to dispense with the reading thereof on Thursday morning, except upon suspension of the rules, and he again held the motion out of order. The speaker cited as a precedent a case in the Legislature of 1866, when a member was recorded as voting 'no' on a bill, and afterwards discovered that he had not been present, in which the House had refused to correct the journal, a character which the precedent as a bad one.

During this time Mr. Cully was on his feet again asking recognition, but the speaker ignored him. Sayre announced that he would appeal from the decision of the chair in holding his motion out of order, and while he was writing out the appeal Mr. Stansbury took a hand and discussed the situation, arguing that the House could not go behind its record and change the vote on a bill after the result had once been declared.

Sayre sent up his appeal, which was seconded by Slack, and Sparks moved that the appeal be laid on the table. The eyes and noses were demanded on the motion to table.

As the roll call proceeded it was very apparent that a majority of the members of the House were not in accord with the speaker and the result showed 35 yeas to 53 noes. The appeal was not tabled.

The Republican members who voted with Sayre to sustain his appeal from the decision of the chair were: Blair, Bamberg, Bears, Beckman, Bell, Edwards, Pear, Hastings, Hill, Kline, Miller, Miner, Mink, Morgan, Morton, Rock, Salisbury, Salmood, Sayre, Schermerhorn, Stechman, Stultz, Wright and Yencer. Several of the members explained their votes and the roll call was thereby prolonged for several minutes. Sherman, of Decatur, in explanation of his vote, said that between the statement of the employees, who could have no interest in falsifying the record, and the statement of a member who for political reasons might find it expedient to desire to be recorded against the bill, he was inclined to stand by the former. Sherman's remarks were warmly received by the House, and the two members who were asking that the record be corrected by Mr. Slack, who declared that he was inclined to right to make such insinuations on the floor of the House.

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and recall the bill which he said Sayre had made verbally.

Sayre: The motion of the appeal was in regard to the decision on his written motion, and the House was treated to a prolonged argument by the member from Washington and the speaker, in which both read from the rules and bandied points of order and precedents back and forth until no one was able to keep an accurate record of the proceedings. Finally Marshall held another whispered consultation with his lieutenants, and a moment later the members were surprised to hear him recognize Mr. Clark on a motion to adjourn. The motion was seconded and the speaker proceeded to state the question, call for a viva voce vote and declare the motion carried and the House adjourned in the face of demands for yeas and noes, a division and a vote of noes on the viva voce that apparently exceeded the volume of yeas.

The entire morning had been devoted to the debate, and seemed as far as ever from adjournment.

ANGEL OF COMPROMISE.

During the two hours' intermission before the afternoon session, however, the angel of compromise appeared and when the House was called to order again the matter was speedily settled. Miller, of Bartholomew, offered a motion to amend Sayre's motion by substituting another motion to the effect that the vote by which the reading of the journal on Thursday morning had been dispensed with be reconsidered.

Sayre agreed to the motion and it was carried without opposition. The reading of the journal was then before the House for reading or correction. Sayre moved that the reading of the journal be dispensed with except that part referring to the proceedings in connection with bill No. 28.

This motion also prevailed without opposition.

Clerk Heilman read the journal, and Messrs. Cully and Green arose and asked that they be recorded as voting in the negative instead of the affirmative. It was so ordered.

Then came the surprise of the day. Representative Sherman arose in his seat and announced that he intended to record in the vote. He said he had voted for the bill, while the record showed him voting in the negative. He asked a correction, which was also ordered. Sherman's announcement was greeted with a roar from the members of the House.

As they realized that it gave the bill the necessary fifty-one yeas and it could not be reconsidered, they were all greatly surprised, but he made the best of it and later made a motion that, whereas the members explained their votes and the roll call was thereby prolonged for several minutes, Sherman, of Decatur, in explanation of his vote, said that between the statement of the employees, who could have no interest in falsifying the record, and the statement of a member who for political reasons might find it expedient to desire to be recorded against the bill, he was inclined to stand by the former. Sherman's remarks were warmly received by the House, and the two members who were asking that the record be corrected by Mr. Slack, who declared that he was inclined to right to make such insinuations on the floor of the House.

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